10/767.645 / CT2662 DIV1

#### REMARKS

# Status of Claims

Claims 1-6 are pending in the application. Claims 1-6 were rejected.

## Support for Amendments

Applicants respectfully request that claims 1-6 be amended. Certain aspects of the amendments merely reflect spelling corrections. No new matter has been added in amending said claims.

## The Rejection Under 35 U.S.C. §112, First Paragraph

Claims 2, 4 and 6 were rejected under 35 U.S.C. §112, first paragraph, "because the specification, while being enabling for the process of making compounds of formulae (WHH), (Z') and (AA') wherein R<sup>8</sup> is -O-C<sub>1-4</sub>alkyl, or -N(CH<sub>3</sub>(OCH<sub>3</sub>) does not reasonably provide enablement for compounds of the process of making compounds of formulae (WHH), (Z') and (AA') wherein R<sup>8</sup> is other suitable leaving group." Applicants have amended the claims such that they no longer read "or other suitable leaving group". Applicants therefore respectfully request that the instant §112, first paragraph, rejection be withdrawn.

#### The Rejection Under 35 U.S.C. §112, Second Paragraph

Claims 1-6 were rejected under 35 U.S.C. §112, second paragraph, as being "indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as his invention," stemming from the use of "other suitable leaving group" language. Applicants have amended the claims such that they no longer read "or other suitable leaving group". Therefore, Applicants respectfully request the Examiner to withdraw the instant §112, second paragraph, rejection.

10/767,645 / CT2662 DIVI

In light of the amendments and remarks herein, Applicants respectfully request the Examiner to enter said amendments and respectfully submit that the application is in condition for allowance. Applicants reserve the right to file divisional application(s) on non-elected subject matter. The Commissioner is authorized to withdraw any necessary fees from Deposit Account 19-3880.

Respectfully submitted,

Dated: Jamany 9, 2006

Shah R. Makujina

Attorney for Applicants

Reg. No. 41,174

Bristol-Myers Squibb Company

Patent Department

P.O. Box 4000

Princeton, NJ 08543-4000

Phone: (203) 677-7268